

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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NORTHWELL HEALTH, INC.,	:	Civil Action No. 1:21-cv-01104-JSR
	:	
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
LEXINGTON INSURANCE COMPANY and	:	
INTERSTATE FIRE & CASUALTY COMPANY.	:	
	:	
Defendants.	:	

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**PLAINTIFF’S NOTICE OF MOTION TO COMPEL**

PLEASE TAKE NOTICE that upon the Declaration of Robin L. Cohen, the exhibit annexed thereto, and the accompanying Memorandum of Law, dated July 1, 2021, Plaintiff Northwell Health, Inc. (“Northwell”), hereby moves this Court, before the Honorable Jed S. Rakoff at the United States Courthouse for the Southern District of New York, 500 Pearl Street, Courtroom 14B, New York, New York, for an Order (1) granting Northwell’s Motion to Compel production of documents showing the impact COVID-19 had on Defendants’ policy terms, including communications surrounding the development of Lexington’s Communicable Disease Exclusion and any other new endorsements, policy forms, or exclusions created by Lexington or Interstate; and (2) granting such other and further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that any opposition to this motion shall be served on or before 5:00 P.M. on July 2, 2021.

Dated: New York, New York  
July 1, 2021

Respectfully submitted,

COHEN ZIFFER FRENCHMAN  
& MCKENNA LLP

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